

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

May 23, 2005

LB 332, 551

to 71-817 relating to the administration of the compulsive gambler assistance fund. These technical revisions have already been adopted now through LB 551, which has passed. The amendment has an operative date of July 1, 2005, and contains an emergency clause. The Health and Human Services Committee was supportive of Senator McDonald's efforts to provide additional funding for the problem gambling services and this reflected the committee's amendment...or in this committee amendment. But, as Senator McDonald mentioned, LR 209CA, which was really the State Fair bill that was passed by the voters last November, caused both portions of the bill as introduced and the committee amendment to be unconstitutional. The Nebraska Constitution now provides a very specific scheme for the distribution of lottery proceeds and does not allow the flexibility for the Legislature to change that scheme that Senator McDonald...or change that scheme. Senator McDonald and myself requested an Attorney General's Opinion on the issue, which is printed in your Legislative Journal. Senator McDonald has an amendment to this committee amendment that would put those back into General Funds, but her amendment, AM1656, does that. Mr. President, I would just ask for my colleagues to give support to Senator McDonald's amendment to this committee amendment, and would also ask you at this...to then support the committee amendment. But her bill...or her amendment will make significant changes in it. With that, I'll return the rest of my time back to the President.

SENATOR CUDABACK: Thank you, Senator Jensen. Mr. Clerk, amendment, please.

CLERK: Mr. President, Senator McDonald, I now have amendments to the committee amendments. I understand, Senator, you would like to withdraw AM1338, AM1630,...

SENATOR McDONALD: Yes, I do.

CLERK: ...AM1651.

SENATOR McDONALD: Yes, please.

SENATOR CUDABACK: They are...